

14562. Adulteration and misbranding of butter. U. S. v. 139 Tubs of Butter. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 21183. I. S. No. 8392-x. S. No. E-5785.)

On June 28, 1926, the United States attorney for the Southern District of New York, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 139 tubs of butter, remaining in the original packages at New York, N. Y., alleging that the article had been shipped by the Alexander [Alexandria] Creamery Co., from Alexandria, Ind., on or about June 16, 1926, and transported from the State of Indiana into the State of New York, and charging adulteration and misbranding in violation of the food and drugs act.

Adulteration of the article was alleged in the libel for the reason that a substance deficient in butterfat had been mixed and packed therewith so as to reduce or lower or injuriously affect its quality or strength, and had been substituted wholly or in part for the said article.

Misbranding was alleged for the reason that the article was offered for sale under the distinctive name of another article.

On July 15, 1926, the Alexandria Creamery Co., Alexandria, Ind., claimant, having admitted the allegations of the libel and consented to the entry of a decree, and having agreed to recondition the product so that it would contain at least 80 per cent of butterfat, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant upon payment of the costs of the proceedings and the execution of a bond in the sum of \$4,500, conditioned in part that it be reworked and reprocessed to the satisfaction of this department.

W. M. JARDINE, *Secretary of Agriculture.*

14563. Adulteration and misbranding of butter. U. S. v. 21 Tubs of Butter. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 21205. I. S. No. 8268-x. S. No. E-5810.)

On July 14, 1926, the United States attorney for the Southern District of New York, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 21 tubs of butter, remaining in the original unbroken packages at New York, N. Y., consigned by C. E. Bachelder, Marion, Iowa, alleging that the article had been shipped from Marion, Iowa, on or about July 3, 1926, and transported from the State of Iowa into the State of New York, and charging adulteration and misbranding in violation of the food and drugs act. The article was labeled in part: "Shipped by C. E. Bachelder, Marion, Ia."

Adulteration of the article was alleged in the libel for the reason that a substance deficient in butterfat had been mixed and packed therewith so as to reduce or lower or injuriously affect its quality or strength, and had been substituted wholly or in part for the said article.

Misbranding was alleged for the reason that the article was offered for sale under the distinctive name of another article.

On July 17, 1926, C. E. Bachelder, Marion, Iowa, claimant, having admitted the allegations of the libel and consented to the entry of a decree, and having agreed to recondition the product so that it would contain at least 80 per cent of butterfat, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant upon payment of the costs of the proceedings and the execution of a bond in the sum of \$700, conditioned in part that it be reworked and reprocessed to the satisfaction of this department.

W. M. JARDINE, *Secretary of Agriculture.*

14564. Misbranding of butter. U. S. v. 10 Cases of Butter. Product released under bond. (F. & D. No. 21176. I. S. No. 7528-x. S. No. E-5776.)

On or about June 23, 1926, the United States attorney for the Southern District of Georgia, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 10 cases of butter, remaining in the original unbroken packages at Savannah, Ga., alleging that the article had been shipped from the Armour Creameries, Louisville, Ky., June 17, 1926, and transported from the State of Kentucky into the State of Georgia, and charging misbrand-